

*Brieant, J.*

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
TRUSTEES OF THE DISTRICT COUNCIL 9  
PAINTING INDUSTRY INSURANCE AND  
ANNUITY FUNDS,

Index No.: 07-CIV-6454 (CLB)

Plaintiffs,

**VOLUNTARY NOTICE  
OF DISMISSAL & ORDER**

-against-

CHELSEA DEVELOPMENT, INC.,

Defendants.  
-----X

Please take notice that pursuant to Federal Rules of Civil Procedure 41(a)(1)(i) the plaintiffs by the undersigned attorney of record hereby voluntarily dismisses the above entitled action.

Dated: November 28, 2007  
Elmsford, New York

*Dana L. Henke*

Dana L. Henke, Esq. (DLH3025)  
Attorney for Plaintiff  
258 Saw Mill River Road  
Elmsford, New York 10523  
(914) 592-1515

SO ORDERED

*November 29, 2007*

*Charles L. Brieant*

Honorable Charles L. Brieant, U.S.D.J.

*Dated:*